

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 19 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 19 1997

The applicant C. J. Properties, hereby makes application for permission to change the place of use of a portion of water heretofore appropriated under Truckee Carson Irrigation District Serial No. 1055 United States of America v. Orr Ditch Co. in Equity No. A.3, Claim No. 3

1. The source of water is Truckee River
2. The amount of water to be changed 22.01 ac. ft.
3. The water to be used for as decreed
4. The water heretofore permitted for as decreed
5. The water is to be diverted at the following point Derby Dam within N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 19, T.20N., R.23E., M.D.B.&M.
6. The existing permitted point of diversion is located within no change.
7. Proposed place of use NE $\frac{1}{4}$ NW $\frac{1}{4}$ (4.89 ac.), Sec. 22, T.20N., R.25E., M.D.B.&M.
8. Existing place of use NE $\frac{1}{4}$ NW $\frac{1}{4}$ (4.89 ac.), Sec. 19, T.20N., R.25E., M.D.B.&M.
9. Use will be from as decreed to of each year.
10. Use was permitted from as decreed to of each year.
11. Description of proposed works dams, canals & ditches
12. Estimated cost of works complete
13. Estimated time required to construct works complete
14. Estimated time required to complete the application of water to beneficial use 3 years
15. Remarks: Water will be delivered to the proposed place of use via the Truckee canal.

By s/Barry A. Fitzpatrick
Barry A. Fitzpatrick, S.W.R.S. #817
137 Keddie Street
Fallon, Nevada 89406

Compared my/BK lw/cms

Protested _____

63346

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 22.01 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Application of water to beneficial use shall be filed on or before:

May 14, 2001

Proof of the application of water to beneficial use shall be filed on or before:

June 14, 2001

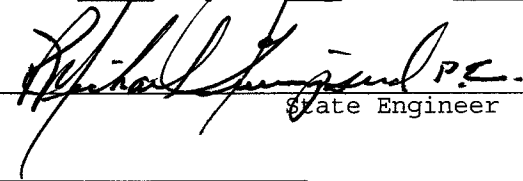
Map in support of proof of beneficial use shall be filed on or before:

June 14, 2001

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 14th day of May, A.D. 1998



State Engineer

Completion of work filed _____

Proof of beneficial use filed JUL 16 2002

Cultural map filed _____

Certificate No. 16373 Issued AUG 13 2004